




fide dispute about hours worked or compensation owed and (2) the settlement or resolution provides employees with “everything to which they are entitled under the FLSA at the time the agreement is reached.” *Martin v. Spring Break '83 Prods., L.L.C.*, 688 F.3d 247, 255 (5th Cir. 2012). However, neither of these circumstances are clearly presented on the current filings before the Court.

Because private resolutions of FLSA claims generally require court approval and because the current filings do not present circumstances that eliminate the need for such approval, the Court directs the parties to file an affidavit or other documentary proof of a bona fide FLSA dispute over hours worked and compensation owed or an unambiguous verified or sworn statement that the plaintiffs are obtaining everything to which they are entitled under the FLSA. The parties shall make their submissions/filings **on or before September 30, 2020.**

Pursuant to Fed. R. Civ. P. 41(a)(2), the Court **GRANTS** Plaintiff *Daniel Ybarra's Motion to Withdraw as Plaintiff in Case* (ECF No. 23) and **DISMISSES** this action against defendants without prejudice as to him. As to the remaining plaintiffs, **the Court directs the Clerk of Court to withhold entry of judgment despite the filing of the acceptance of the defendants' offer of judgment.** No judgment shall be entered absent further order of the Court after it has had an opportunity to consider whether the circumstances require court approval of the private resolution of this case.

**IT IS SO ORDERED this 16th day of September 2020.**

  
**JASON PULLIAM**  
**UNITED STATES DISTRICT JUDGE**